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Attorneys for Defendant Magma Holding Inc.

UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF NEVADA

CUITING WEI, an Individual,

Plaintiff,

vs.

MAGMA HOLDING INC., a domestic
corporation; DOES 1 through X: and ROE
CORPORATIONS I through X, inclusive,

Defendants.

Case No.: 2:23-cv-00567-JCM-BNW

**JOINT STIPULATION AND ORDER
REGARDING BRIEFING ON
DEFENDANT'S MOTION TO COMPEL
ARBITRATION (ECF NO. 7)**

(SECOND REQUEST)

Plaintiff Cuiting Wei ("Plaintiff") and Defendant Magma Holding Inc. ("Defendant" or "Magma") (collectively referred to as the "Parties"), by and through their respective undersigned counsel of record, hereby stipulate and agree as follows: on June 16, 2023, Defendant filed its Motion to Compel Arbitration and Stay Proceedings Pending Arbitration ("MTC"). (ECF No. 7.) On that same date, the Court issued an Order Scheduling Early Neutral Evaluation ("ENE") Session, setting the ENE conference for July 27, 2023, at 10:00 a.m. (ECF No. 9.) On June 26, 2023, the Parties filed a Joint Stipulation and Order Regarding Defendant's Motion to Compel Arbitration and Stay

Proceedings Pending a Decision on ECF No. 7 (ECF No. 11), which was granted on July 24, 2023 (ECF No. 13.) This order sets the briefing schedule on the MTC, with Plaintiff's response currently due on August 3, 2023 and Defendant's reply on August 10, 2023. (ECF No. 13.)

On July 14, 2023, the Parties filed a Stipulation and Proposed Order to Continue Early Neutral Evaluation Session, which was granted the same day. (ECF Nos. 11, 12.) The ENE has been rescheduled to September 19, 2023 at 10:00 a.m. (ECF NO. 12.)

Because of the rescheduled ENE session, the Parties agree to extend briefing on the MTC as follows: if the ENE conference is not successful in resolving the matter, Plaintiff's response to the MTC will be due one week following the ENE conference, up to and including **September 26, 2023**, and Defendant's Reply will be due by **October 2, 2023**.

This Stipulation is made in good faith and is not intended for purposes of delay.

IT IS SO STIPULATED.

DATED this 26th day of July, 2023.

MAIER GUTIERREZ & ASSOCIATES

/s/ Danielle J. Barraza

Danielle J. Barraza, Esq.
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Attorney for Plaintiff Cuiting Wei

DATED this 26th day of July, 2023.

OGLETREE, DEAKINS, NASH, SMOAK & STEWART,
P.C.

/s/ Michelle C. Krakora

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ORDER

IT IS SO ORDERED.

James C. Mahan
UNITED STATES DISTRICT JUDGE

August 2, 2023

DATED